

EXHIBIT 1

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 WAYMO LLC

14 Plaintiffs,

15 v.

16 UBER TECHNOLOGIES, INC.;
17 OTTOMOTTO, LLC; OTTO TRUCKING
18 LLC,

19 Defendants.

Case No. 17-cv-00939-WHA

**PLAINTIFF WAYMO LLC'S NOTICE
REGARDING TRADE SECRET
NARROWING**

Pursuant to paragraph 10 of the Court's June 7, 2017 Case Management Order (Dkt. 563) and to the Parties' Joint Statement Regarding Deadline for Trade Secret Narrowing (Dkt. 647), Plaintiff Waymo LLC ("Waymo") hereby identifies the following list of trade secrets to be tried:

- Trade Secret No. 2
- Trade Secret No. 7 as described with more particularity in Dkt. 335-4 at 2-4
- Trade Secret No. 9
- Trade Secret No. 13
- Trade Secret No. 14
- Trade Secret No. 25
- Trade Secret No. 90
- Trade Secret No. 96
- Trade Secret No. 111

Waymo identifies the foregoing list notwithstanding the fact that discovery in this action is ongoing, and Waymo reserves the right to modify its narrowed list of trade secrets based on additional information. Waymo's reservation of rights is particularly warranted in light of Defendants' concealment of evidence by asserting a web of inapplicable privileges with respect to the Stroz Friedberg due diligence investigation, which has hindered Waymo's efforts to discover relevant evidence. *See, e.g.*, Dkt. 549. Similarly, Defendants' continued assertion of a web of inapplicable privileges to withhold 3,500 documents related to Uber's acquisition of Ottomotto continues to hinder Waymo's efforts to discover relevant evidence. In addition, Waymo reserves its right to modify its narrowed list of trade secrets to the extent discovery Defendants have so far resisted into certain trade secrets, including discovery related to software and non-LiDAR technology compelled by Magistrate Judge Corley in orders currently on appeal before this Court. (*See, e.g.*, Dkt. Nos. 881, 951.) As but one example, the pending motions to compel bear on Waymo's ability to find evidence of use of various aspects of Trade Secret No. 85.

1 DATED: August 1, 2017

QUINN EMANUEL URQUHART & SULLIVAN,
LLP

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3 By /s/ Charles K. Verhoeven

Charles K. Verhoeven

4 Attorneys for WAYMO LLC

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